

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 YOUNG YIL JO, 1:05-CV-00502-AWI-SMS-P  
12 Plaintiff, \_\_\_\_\_ ORDER DISMISSING ACTION  
13 vs. (Doc. 1)  
14 GEORGE W. BUSH, et al.,  
15 Defendants.

17 Plaintiff Young Yil Jo (“plaintiff”) is a prisoner in federal custody at the Federal Correctional  
18 Institution in Waseca, Minnesota. While the complaint is unclear, it appears plaintiff is complaining  
19 that he was not allowed to talk to his family on the phone for ten months. Plaintiff also appears to seek  
20 to have his criminal record expunged by executive order.

21 To date, plaintiff has filed more than thirty civil cases in this district. Most of the cases were  
22 filed in 2003 and 2004. Twelve of the cases were transferred to the United States District Court for  
23 Minnesota because venue was improper in this district.<sup>1</sup> Based on those transfers, plaintiff is on notice

<sup>1</sup> The court takes judicial notice of the court records in CV-F-03-5023 OWW TAG P Jo v. Bush, CV-F-03-5168 REC LJO P Jo v. Outlaw, CV-F-03-5281 AWI LJO P Jo v. Outlaw, CV-F-03-5544 AWI HGB P Jo v. Outlaw, CV-F-03-5799 REC SMS P Jo v. Outlaw, CV-F-03-5913 OWW LJO P Jo v. Outlaw, CV-F-03-6115 REC DLB P Jo v. Outlaw, CV-F-03-6301 OWW LJO P Jo v. Outlaw, CV-F-03-6519 AWI SMS P Jo v. Bush, CV-F-04-5223 AWI SMS P Jo v. Bush, CV-F-04-5381 OWW HGB P Jo v. Bush, and CV-F-04-5825 OWW LJO P Jo v. Bush.

1 that cases in which the named defendants are T. C. Outlaw, George W. Bush, Bill Clinton, John  
2 Ashcroft, and/or Janet Reno should not be filed in this district. Plaintiff's persistence in filing cases in  
3 this district despite the lack of proper venue is in bad faith and is vexatious.<sup>2</sup> For this reason, the court  
4 declines to transfer this case and shall instead dismiss it, without prejudice. Costlow v. Weeks, 790 F.2d  
5 1486, 1488 (9th Cir. 1986) (court may raise defective venue *sua sponte*).

6 Accordingly, this action is HEREBY ORDERED DISMISSED, without prejudice, for lack of  
7 venue.

8 IT IS SO ORDERED.

9 **Dated:** April 26, 2005  
10 0m8i78

/s/ Anthony W. Ishii  
11 UNITED STATES DISTRICT JUDGE

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24 <sup>2</sup> As further evidence of plaintiff's bad faith and vexatiousness, the court takes judicial notice of the court records  
25 in case numbers CV-F-04-5298 AWI SMS P Jo v. Bush, CV-F-04-5336 REC LJO P Jo v. Bush, CV-F-04-5540 OWW SMS  
26 P Jo v. Holderman, CV-F-04-5800 OWW WMW P Jo v. Bush, CV-F-04-5865 AWI WMW P Jo v. Bush, CV-F-04-5934  
27 REC SMS P Jo v. Bush, CV-F-04-5962 REC DLB P Jo v. Bush, CV-F-04-5985 OWW LJO P Jo v. Bush, CV-F-04-6064  
28 AWI WMW P Jo v. Bush, CV-F-04-6087 AWI DLB P Jo v. Bush, CV-F-04-6273 AWI LJO P Jo v. Bush, CV-F-04-6356  
OWW SMS P Jo v. Bush, CV-F-04-6411 AWI WMW P Jo v. Bush, CV-F-04-6521 OWW DLB P Jo v. Bush, CV-F-04-6543  
OWW DLB P Jo v. Bush, and CV-F-04-6576 AWI DLB P Jo v. Bush. These sixteen cases were dismissed on the same  
ground that the instant action is dismissed - lack of venue where plaintiff is already on notice that venue is incorrect in this  
district.